THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.21792 OF 2006

ORAL ORDER:

The Special Deputy Collector (Tribal Welfare), Bhadrachalam – 1st respondent herein, in exercise of the power conferred under Section 3 of the A.P. Scheduled Areas (Land Transfer) Regulation 1 of 1959 passed an order directing ejectment of the petitioner herein from the land in question. The petitioner preferred an appeal, along with an application seeking stay of operation of the order of ejectment. Alleging that the 2nd respondent failed to consider the application for stay, the petitioner filed this writ petition. It is contended by the petitioner that in case he is dispossessed by virtue of the order of ejectment passed by the Special Deputy Collector pending the Appeal, the Appeal itself would become infructuous.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare appearing for the respondents and having regard to the fact that the statutory Appeal is pending before the 2nd respondent, it would be appropriate to maintain *status quo* till the disposal of the Appeal.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of with a direction that *status quo* obtaining as on today as to the nature and possession of land, which is the subject matter of L.T.R.Case No.271/2003/ASPM dated 14.2.2005 shall be maintained till the disposal of the Appeal pending on the file of the 2nd respondent.

23rd November, 2006. **(G. ROHINI, J.)**
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.21792 OF 2006

23rd November, 2006.

Between:

Kakarla Sundaraiah alias Sundaram. .. Petitioner.

And

The Principal Secretary to Government,
Tribal Welfare Department, Secretariat,
Hyderabad and others. ..Respondents.